

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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ROD PETERSON, a/k/a IMAN FAHIEM H. HAQQ,
Plaintiff,
-against-

NEW YORK CITY POLICE DEPARTMENT and THE
CITY OF NEW YORK, PORT AUTHORITY BRIDGES
AND TUNNELS, EDDIE CRESPO- transportation police
officer, ALBERT MELENDEZ- Bridge & tunnel employee
officer

Defendants.
----- x

**DECLARATION OF BORIS
ZELDIN IN SUPPORT OF
CITY DEFENDANTS'
MOTION TO DISMISS THE
COMPLAINT PURSUANT
TO FED. R. CIV. P. (12)(b)(6)**

11 Civ. 808 (JG)(VVP)

BORIS ZELDIN, an attorney duly admitted to practice in the Southern District of New York, declares under penalty of perjury and pursuant to 28 U.S.C. § 1746, that the following is true and correct:

1. I am a Special Assistant Corporation Counsel in the office of Michael A. Cardozo, Corporation Counsel of the City of New York, attorney for defendants City of New York, the City of New York ("City"), and New York Police Department ("NYPD") ("City defendants").

2. I make this declaration in support of City defendants' motion to dismiss the complaint pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure. I am familiar with the facts and circumstances stated herein based upon personal knowledge, and the books and records of the City of New York.

3. Annexed hereto as Exhibit "A" is a copy of plaintiff's Complaint in this action.

Dated: New York, New York
May 16, 2011

MICHAEL A. CARDOZO
Corporation Counsel of the
City of New York
Attorney for City Defendants
100 Church Street, Room 3-170(f)
New York, New York 10007
(212) 788-1791

By:



BORIS ZELDIN

Special Assistant Corporation Counsel
Special Federal Litigation Division

TO: BY MAIL
ROD PETERSON
POST OFFICE BOX 341264
JAMAICA, NY 11434
PRO SE

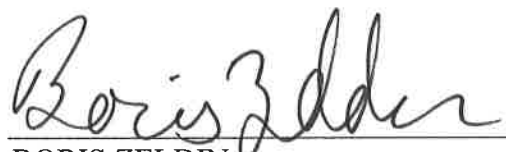
CC: BY E.C.F.
Megan Lee
The Port Authority of New York & New Jersey
225 Park Avenue South
13th Floor
New York, NY 10003

DECLARATION OF SERVICE

I, Boris Zeldin declare, pursuant to 28 U.S.C. § 1746, under the penalty of perjury that on **May 16, 2011** I served the annexed **DECLARATION OF BORIS ZELDIN IN SUPPORT OF CITY DEFENDANTS' MOTION TO DISMISS THE COMPLAINT PURSUANT TO FED. R. CIV. P. 12(b)(6) AND ALL OF THE EXHIBITS ANNEXED THERETO** upon the following individual by depositing a copy of the same, enclosed in a first class postpaid properly addressed wrapper, in a post office/official depository under the exclusive care and custody of the United States Postal Service, within the State of New York, directed to the said plaintiff pro se at the address set forth herein, being the address designated by said plaintiff for that purpose, to wit:

Rod Peterson
Plaintiff Pro se
Post Office Box 341264
Jamaica, NY 11434

Dated: New York, New York
May 16, 2011

A handwritten signature in black ink, appearing to read "Boris Zeldin", written over a horizontal line.

BORIS ZELDIN
Special Assistant Corporation Counsel
Special Federal Litigation Division

Docket No. 11 Civ. 808 (JG)(VVP)

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ROD PETERSON, a/k/a IMAN FAHIEM H.
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CITY OF NEW YORK, et al,

Defendants.

**DECLARATION OF BORIS ZELDIN IN
SUPPORT OF CITY DEFENDANTS' MOTION
TO DISMISS PURSUANT TO FED. R. CIV. P.
12(b)(6)**

MICHAEL A. CARDOZO

Corporation Counsel of the City of New York
*Attorney for Defendants City of New York and New
York City Police Department*
100 Church Street
New York, N.Y. 10007

Of Counsel: Boris Zeldin
Tel: (212) 788-1791

Due and timely service is hereby admitted.

New York, N.Y., 201.....

..... Esq.

Attorney for